

**THE CORPORATION OF THE TOWN OF HALTON HILLS**

**BY-LAW NO. 94-077 – CONSOLIDATED**

A by-law to regulate, license and control the keeping of dogs and animals  
other than dogs within the Town of Halton Hills.

**WHEREAS** Section 102 of the *Municipal Act R.S.O. 1990, c. M.45* as amended permits every municipal council inter alia to pass such by-laws and make such regulations for the health, safety, morality and welfare of the inhabitants of the municipality in matters not specifically provided for by the Act as may be deemed expedient and not contrary to law:

**AND WHEREAS** Section 210(1) of the *Municipal Act R.S.O. 1990, c. M.45* as amended provides authority to Councils of municipalities to pass by-laws for regulating the keeping of animals or any class thereof within the municipality or defined area thereof;

**AND WHEREAS** Section 210(8) of the *Municipal Act R.S.O. 1990, c. M45* as amended provides authority to councils of local municipalities to pass by-laws for requiring, within any defined areas of the municipality, an owner of a dog to keep the dog leashed and under the control of some person when the dog is on land in the municipality other than that of the owner, unless prior consent is given by the person owning the land on which the dog is found;

**AND WHEREAS** Section 210(10) of the *Municipal Act R.S.O. 1990, c. M45* as amended provides authority to councils of local municipalities to pass by-laws for requiring the muzzling or leashing of a dog after it has bitten a person or a domestic animal, but the owner of the dog may request and is entitled to a hearing by the council or a committee thereof or the animal control official of the municipality if so delegated by council, which or who may exempt the owner from the muzzling or leashing requirement, or both;

**AND WHEREAS** Section 210 (11) of the *Municipal Act R.S.O. 1990, c. M45* as amended provides for licensing and regulating and requiring the registration of dogs and for imposing a license fee on the owners of them;

**AND WHEREAS** Section 210 (13) of the *Municipal Act R.S.O. 1990, c. M45* as amended for prohibiting or regulation the running at large of dogs in the municipality or in a defined area thereof, for ceasing and impounding and for killing, whether before or after impounding, dogs running at large contrary to the by-law;

**NOW, THEREFORE, THE COUNCIL FOR THE CORPORATION OF THE TOWN OF HALTON HILLS ENACTS AS FOLLOWS:**

**1. DEFINITIONS**

Amended  
by By-law  
2005-0011

a) Animal shall mean any member of the animal kingdom, other than a human.

Amended  
by By-law  
2002-0111

b) Animal Control Officer shall mean a person or persons or staff of a Corporation that has entered into a contract with the Town for the control of dogs running at large and persons who are appointed by Council for the Town as Municipal Law Enforcement Officers and shall include all members of the Halton Regional Police Service.

Amended  
by By-law  
2022-0056

c) At Large shall mean in the case of a dog being in a place other than a property owned or occupied by its owner and not under the control of its owner or another person acting on behalf of the owner and, in the case of a hen, means being outside of a coop or run.

d) Canine Boarding and Breeding Establishment shall mean a kennel, or any building, or part of a building where more than three (3) dogs are kept, harboured, red, raised, sheltered, cared for, boarded or trained but shall not include:

(i) a veterinary hospital under the care of a licensed veterinary;

(ii) a public pound or animal shelter used by the Town for impounding dogs;

(iii) any premise licensed under any Statute of the Legislature of Ontario or Government of Canada which permits the keeping of dogs under certain conditions.

e) Cat shall mean a domesticated mammal of the Felis Catus species commonly known as a cat apparently over the age of eight (8) weeks.

f) Collector shall mean a person or Corporation as may be authorized from time to time by the Town for the registration and licensing of dogs and kennels.

Amended  
by By-law  
2022-0056

g) Coop shall mean a fully enclosed weatherproof building where hens are kept and which the interior of includes nest boxes for egg laying, perches for the hens to sleep on and food and water containers.

h) Dog shall mean a domesticated mammal commonly known as a dog of any canine species apparently over the age of twelve (12) weeks.

Amended  
by By-law  
2022-0056

i) Hen shall mean a domesticated female chicken that is at least four months old.

Amended  
by By-law  
2022-0056

j) Hen Run shall mean a covered secure enclosure that allows hens' access to the outdoors.

Amended  
by By-law  
2022-0056

k) Herding Dog shall mean a dog that has been trained to and is actively being used in a bona fide farming operation for the purposes of controlling livestock on the farm.

l) Kennel shall mean a building, part of a building or area where dogs that are registered or eligible for registration with an association incorporated under the Animal Pedigrees Act (Canada) are kept, bred, and raised.

m) License shall mean a receipt and tag issued by the Corporation of the Town of Halton Hills upon payment of the appropriate license fees.

Amended  
by By-law  
2022-0056

n) Livestock Guardian Animal shall mean an animal that works and/or lives with domestic farm animals (eg. Cattle, sheep, poultry) to protect them while repelling predators and is used exclusively for that purpose.

o) Owner shall mean any person who possesses or harbours a dog, cat or animal and where the owner is a minor, the person responsible for the custody of the minor.

p) Town shall mean the Corporation of the Town of Halton Hills.

Amended  
by By-law  
98-074

q) Microchip shall mean a bio-medical capsule implanted for the purpose of pet identification.

Amended  
by By-law  
2006-0126

r) Current Rabies Vaccination shall mean a current, valid certificate of immunization, signed by a veterinarian who performed the immunization.

Amended  
by By-law  
2001-0039

s) Escape-proof Enclosure shall mean a cage, tank, aquarium or other similar enclosure that any animal, bird, reptile or insect contained therein cannot escape therefrom.

Amended  
by By-law  
2001-0039

t) Exotic Animal shall mean any member of the animal kingdom of living beings not indigenous to CANADA including and without limiting the Schedule "D" to this by-law but shall not include any Domestic Animal.

u) Keep shall include harbouring or possessing for any period of time, whether temporary or not.

v) Wild Animal shall mean any animal indigenous to Canada of a wild nature or disposition (ferae naturae).

Amended  
by By-law  
2001-0039

w) Venomous shall mean a capacity for secreting a poisonous substance, which being applied to the human body, is dangerous to human health or life.

Amended  
by By-law  
2002-0111

x) Muzzle shall mean a humane fastening or covering device placed over a dog's mouth that is adequate strength to prevent it from biting.

Amended  
by By-law  
2010-0103

y) Aggressive Dog shall mean a dog pertaining to an order issued under this By-law.

Amended  
by By-law  
2010-0103

z) (Repealed by By-law 2010-0103)

aa) (Repealed by By-law 2010-0103)

bb) (Repealed by By-law 2010-0103)

Amended  
by By-law  
2006-0126

cc) Domestic Animal shall mean any animal indigenous to Canada or permitted in Canada or permitted to be bred in Canada.

## 2. Dogs

a) Every owner of a dog in the Town shall, within seven (7) days following the date a dog comes into his possession, cause each dog to be licensed and registered with the Town.

b) The Owner shall keep the tag securely fixed on the dog for which it was issued at all times.

c) No person shall:

- (i) affix a tag to any dog other than the dog for which it was issued;
  - (ii) remove a tag from any dog except to replace it with a current or valid tag or while the dog is being lawfully used for hunting in the bush.
- d) No person shall keep more than three (3) dogs at one location.
- e) Subsection 2(d) of this By-law shall not apply to a Canine Boarding and Breeding Establishment operating in accordance with the provisions of this By-law.
- f) The owner of a dog shall be responsible for the removal and sanitary disposal of any excrement of the said dog forthwith from any private or public lands and failing to do so is guilty of an offence.
- g) No owner shall permit a dog to run at large within the Town of Halton Hills;
- (i) A dog shall be deemed to be running at large if found in any place other than the premises of the owner of the dog and not under the control of any person.
- (h) Every owner shall keep the dog leashed and under the control of some person capable of handling the dog when it is on land other than that of the owner, unless prior consent is given by the person owning the land on which the dog is found.
- (i) Subsections 2(g) and 2(h) of the By-law shall not apply to any dog that is owned, trained or used for work by a local police service or government agency.

Amended  
by By-law  
2001-0039

Amended  
by By-law  
2010-0103

- 2.1 Repealed by By-law 2010-0103
- 2.2 Repealed by By-law 2010-0103
- 2.3 Repealed by By-law 2010-0103
- 2.4 Repealed by By-law 2010-0103
- 2.5 Repealed by By-law 2010-0103
- 2.6 Repealed by By-law 2010-0103
- 2.7 Repealed by By-law 2010-0103
- 2.8 Repealed by By-law 2010-0103

3. a) Every Owner of a dog shall exercise reasonable precautions to prevent the dog from;
    - (ii) biting or attacking a person or domestic animal; or
    - (iii) behaving in a manner that poses a menace to the safety of persons or domestic animals.
  - b) Notwithstanding the provisions of the *Dog Owner's Liability Act*, R.S.O.1990 c.D.16 an Officer who finds a contravention of Subsection (1) may make an order requiring the owner to take measures specified in the order for the more effective control of the dog, and such order shall expire one (1) year following the date of issue.
  - c) An order under Subsection (b) shall set out,
    - (i) reasonable particulars of the contravention adequate to identify the contravention which occurred;
    - (ii) the conditions specified in Schedule A to this By-law;
    - (iii) the express consent of the owner; and
    - (iv) the date by which there must be compliance with the order.
  - d) If as a result of the enactment of this Section an order designating a dog dangerous or potentially dangerous, that existed on the day before this Section came into force no longer was in force on that day, despite the absence of authority, the order shall continue in force for the duration of the dog named therein.
  - e) Any person who contravenes an order under subsection (c) or (d) is guilty of an offence.
  - f) In this section, **Officer** means a Municipal Law Enforcement Officer appointed by the Town.
- 3.1 The following rules apply to an order under Section 3:
- a) The Officer may, in the interest of public safety, issue an order for:
    - (i) the aggressive behaviour of a dog; or
    - (ii) the contravention is of a minor nature for an attack or bite not resulting in the serious injury of a person or domestic animal.
  - b) No previous incident exists where the dog has bitten or attacked a person or domestic animal or behaved in a manner that poses a menace to the safety of the persons or domestic animals.

- c) The dog owner,
  - (i) voluntarily admits to the factual elements of the contravention;
  - (ii) agrees with the particulars and consents to the order;
  - (iii) declares their understanding that it is an offence to contravene a condition or provision of the order and by voluntarily entering into such order they are giving up their right to a hearing;
  - (iv) has been provided the opportunity to seek legal counsel.
- d) An order by the Officer is final and binding and the owner of the dog is not entitled to a further hearing on the matter before Council.

#### 4. Registration and Licensing

Amended  
by By-law  
2022-0056

- a) Every owner of a dog shall pay the license fee prescribed in the Town's Rates and Fees By-law.
- b) A license shall be issued concurrent with the Current Rabies Vaccination and remain valid for the following period:

Amended  
by By-law  
2006-0126

- (i) an annual license shall expire one (1) year following the date of issue;
- (ii) an extended 2-year license shall expire two (2) years following the date of issue;
- (iii) an extended 3-year license shall expire three (3) years following the date of issue.

- c) Upon complete application being made for a license, and upon the Collector being satisfied that all conditions to the issue of a license have been met, the Collector shall;

- (i) provide the owner of the dog with a receipt and a tag, and;
- (ii) provide the owner of a kennel with a license, and;
- (iii) keep record showing the name and address of the owner and serial number of the dog or license issued.

Amended  
by By-law  
99-024

- d) No license or registration shall be transferable from one dog to another dog and shall at all times remain the property of the Town.

Amended  
by By-law  
98-074

- e) No license shall be issued without a current rabies vaccination, the proof of which lies with the applicant.

Amended  
by By-law  
2006-0126

- f) Notwithstanding any other provisions of this By-law, a life-time license issued prior to January 1, 2007 shall remain valid for the natural life term of the dog provided the dog maintains a Current Rabies Vaccination.

Amended  
by By-law  
99-024

Amended  
by By-law  
2001-0039

- g) Notwithstanding Subsection 4(d) of this By-law, registration of a licensed dog may be transferred from one owner to another.
- h) Every person who knowingly makes a false statement in an application, declaration, affidavit or paper writing required by this By-law or by the Town of Halton Hills is guilty of an offence.

## 5. Cats

- a) No owner shall keep or permit to be kept more than three (3) cats in any one location within the Town of Halton Hills.
- b) Subsection (a) shall not apply to:
  - (i) persons who are members of a registered breeding club;
  - (ii) locations zoned for agricultural use in any restricted area by-law enacted pursuant to the Planning Act, R.S.O. 1990, Chapter P.13.

## 6. Animals

- a) No person being the owner of an animal shall allow such animal to run at large on any highway or to trespass upon the land of any other person with the Town of Halton Hills.
- b) Except so far as varied by Subsection (a) of this by-law, the Pounds Act, R.S.O. 1990, Chapter P.17, as amended, is in force in the Town of Halton Hills.
- c) No owner shall keep more than three (3) each of rabbits, ferrets, guinea pigs or other small animals per single family dwelling.
- d) No owner shall keep more than a combined total three (3) non-venomous snakes or lizards per single family dwelling.
- e) *Repealed by By-law 2006-0126*
- f) No owner shall keep more than a combined total of four (4) pigeons per single family dwelling.
- g) Notwithstanding subsection above, an owner is permitted to keep racing or show pigeons, subject to the regulations contained in Schedule E of By-law 94-077, as amended.

Amended  
by By-law  
2005-0011  
c-g

### 6.1 Prohibited Animals

- a) No person shall keep, or cause to be kept, any exotic animal within the Town of Halton Hills.
- b) No person shall keep, or cause to be kept, a venomous reptile, or venomous insect within the Town of Halton Hills.

Amended  
by By-law  
2001-0039



Amended  
by By-law  
2022-0056

- c) No person shall keep, or cause to be kept, any wild animal in the Town of Halton Hills except on a temporary basis while such animal is injured or unable to fend for itself.
- d) Every person keeping a reptile, or insect which is not prohibited by this by-law shall keep it in an escape-proof enclosure.
- e) No person shall keep, or cause to be kept, a horse, donkey, pony, mule, cow or steer, goat, swine, sheep, duck, or goose within the Town of Halton Hills except on land zoned and lawfully used for agricultural purposes pursuant to any restricted area by-law enacted under Section 34 of the Planning Act, R.S.O. 1990 Chapter P. 13, as amended.
- f) The provisions of this section do not apply to:
  - (i) institutions accredited by the Canadian Association of Zoological Parks and Aquariums;
  - (ii) any person licensed or exempted under the Animals for Research Act, R.S.O 1990 Chapter A. 22 as amended;
  - (iii) any person while temporarily exhibiting exotic animals or wild animals to elementary schools, secondary school, universities, or provincial institutions;
  - (iv) any person licensed, exempted or otherwise expressly permitted by law in any general or special act.

## 7. Animal Control

- a) A Police Officer or Animal Control Officer may seize and impound any dog found running at large and may enter upon private property with the consent of the owner of such private property to apprehend a dog deemed to be running at large.
- b) Where a dog is seized under this Section and is injured or should be destroyed without delay for humane reasons or for reasons of safety to persons or animals, the Police Officer or Animal Control Officer may kill the dog, or have the dog killed in a humane manner as soon after seizure as he thinks fit without permitting any person to reclaim the dog.
- c) Where the owner of a dog impounded is known, the Animal Control Officer shall make reasonable efforts to notify the owner of impounding.
- d) Where a dog seized and impounded, it shall be restored to the owner provided that:

- (i) the owner claims possession of the dog within three (3) days (excluding Sundays or holidays) after the date of seizure, and;
- (ii) upon payment of the redemption fees as set out in the Town's Rates and Fees By-law.

8. Offences and Voluntary Payment

- a) Every person who contravenes any of the provisions of this by-law is guilty of an offence.
- b) Where a person contravenes subsection 2(g) of this by-law, the Animal Control Officer may issue a Notice of Pending Summons to the owner of the dog stating:
  - (i) the date, time and place of the alleged offence;
  - (ii) the infraction alleged to have been committed;
  - (iii) that the owner of the dog may pay the penalty of \$50.00 for the violation, which penalty shall be indicated on the notice, by paying directly at the Municipal office within seven (7) days of the alleged offence;
  - (iv) that in the event of the failure to so pay the penalty, a summons will be issued pursuant to the Provincial Offences Act, R.S.O. 1990, Chapter P. 33.
- c) The Notice of Pending Summons shall be prepared in duplicate, and the Animal Control Officer shall serve one copy to the owner or person claiming the dog under Section 7 of this by-law and deliver the other copy to the Municipal Law Enforcement and Licensing Officer.
- d) Where a dog is found running at large in contravention of Section 2 of this by-law, and a Notice of Pending Summons in accordance with this Section has been issued, the owner or person claiming the dog may pay the penalty indicated on the Notice within seven (7) days of the alleged offence by paying the fine directly at the Municipal Offices of the Corporation of the Town of Halton Hills.
- e) If the voluntary payment is not made in accordance with the procedure herein provided, then the procedure of the Provincial Offences Act, R.S.O. 1990, Chapter P. 33 and the penalties provided therein shall apply.
- f) Service of a Notice of Pending Summons on an owner may be affected by delivering the notice personally:

(i) if the owner cannot be conveniently found, by leaving it for him at his last known or usual place of abode with an inmate thereof who appears to be at least sixteen (16) years of age;

or

(ii) in the case of a person other than the owner claiming the dog pursuant to Section 7 of this by-law, by delivering it to such person claiming the dog;

in which case the notice shall be deemed to have been duly served.

9. This by-law shall come into force and take full effect on its date of passing.

10. That By-law No. 93-176 of the Corporation of the Town of Halton Hills is hereby repealed in its entirety.

Amended  
by By-law  
2001-0039

11. The short title of this By-law is the Responsible Pet Owners By-law.

12. Penalties

Amended  
by By-law  
2002-0111

Every person who contravenes any provisions of this By-law is guilty of an offence and is liable upon conviction to a fine of not more than \$5,000.00, exclusive of court costs, pursuant to the provisions of the Provincial Offences Act, R.S.O. 1990, c.33 as amended.

13. Severability – validity

Each and every one of the provisions of this By-law as amended is severable and if any provisions of this By-law should for any reason be declared invalid by any court, it is the intention and desire of the Council for the Town of Halton Hills that each and every of the remaining provisions hereof shall remain in full force and effect.

By-law read a first, second and third time and finally passed and enacted this 13<sup>th</sup> day of June, 1994.

Originally signed by  
Russell Miller, MAYOR

Originally signed by  
Janet Lunn Stewart, CLERK

## SCHEDULE "A" TO BY-LAW NO. 94-077

### Conditions for control of an Aggressive dog

Amended  
by By-law  
2010-0103

1. (1) Subject to subsections (2) and (3), the owner of an Aggressive dog shall ensure that the dog is at all times equipped with a muzzle and secured by a leash in accordance with subsection (5).
  - (2) Subsection (1) does not apply when the dog is within enclosed property occupied by the owner of the dog.
  - (3) When the dog is within enclosed property occupied by a person who consents to the dog being off leash or off muzzle, Subsection (1) does not apply to the extent of that consent.
  - (4) For the purposes of Subsections (2) and (3), an Aggressive dog is within enclosed property when the property is enclosed in a way that can be relied on to prevent the dog from breaking out of the property.
  - (5) For the purposes of subsection (1), an Aggressive dog shall be equipped with a muzzle and secured by a leash in accordance with the following rules:
    - a) The dog shall be fitted with a collar or harness that is properly fitted to and placed on the dog.
    - b) The movement of the dog shall be controlled by a person by means of a leash attached to the collar or harness on the dog.
    - c) The leash is not more than 1.8 metres (6 feet) in length and is attached to the collar or harness.
    - d) The collar or harness, the leash and the attachment between the leash and the collar or harness are all strong enough to prevent the dog from breaking any of them.
    - e) The mouth of the dog is covered by a muzzle that is humane and that is strong enough and well-fitted enough to prevent the dog from biting, without interfering with the breathing, panting or vision of the dog or with the dog's ability to drink.
2. The owner of an Aggressive dog shall:
    - (a) notify the Town within five (5) days of transfer if the dog is transferred to a new location or if the ownership of the dog is transferred to another person;

- (b) provide the Town with the address of the new location where the dog is transferred, and the name, address and telephone number of the new owner;
- (c) notify the Town five (5) days of the death of the Aggressive dog;
- (d) forthwith notify the Town if the Aggressive dog is running at large or has bitten or attacked any person or domestic animal;
- (e) display a warning sign indicating the presence of an Aggressive dog and place it in a conspicuous place at the entrance to the owner's premises and said sign shall be of a reasonable size so as to be clearly visible to a person approaching the entrance and posted in such a manner that it cannot be easily removed.

## **SCHEDULE “B” TO BY-LAW NO. 94-077**

Amended  
by By-law  
2022-0056

### **1. DOG LICENSES**

The license fee as set out in the Town’s Rates and Fees By-law shall be determined for the following licenses:

- a) Annual Licence
- b) Extended 2 – Year Licence
- c) Extended 3 – Year Licence

Amended  
by By-law  
2022-0056

### **2. REPLACEMENT TAGS**

As set out in the Town’s Rates and Fees By-law.

## **SCHEDULE “C” TO BY-LAW NO. 94-077**

### **1. REDEMPTION FEES PAYABLE TO THE TOWN’S CONTRACTED ANIMAL SERVICE**

Amended  
by By-law  
2022-0056

- a) Where a dog has been caught running at large the redemption fee shall be as set out in the Town’s Rates and Fees By-law.

## SCHEDULE "D" TO BY-LAW NO. 94-077

Amended  
by By-law  
2001-0039

### EXOTIC ANIMALS (not indigenous to Canada)

- All Marsupials (such as Kangaroos and Opossums).
- All Non-human Primates (such as Gorillas and Monkeys).
- All Felids, except the domestic cat. All Canids, except the domestic dog.
- All Viverrids (such as Mongooses, Civets and Genets).
- All Mustelids (such as Skunks, Weasels, Otters, Badgers) except the domestic Ferret.
- All Ursids (Bears).
- All Artiodactylus Ungulates, except domestic goats, sheep, pigs and cattle.
- All Procyonids (such as Racoons, Coatis and Cacomistles).
- All Hyaenas.
- All Lerissodactylus Ungulates, except the domestic horse and ass.
- All Elephants.
- All Pinnipeds (such as Seals, Fur Seals and Walruses).
- All Snakes of the Families Pythonidae and Boidae greater than 1.5 metres in length.
- All Venomous Reptiles.
- All Venomous Insects (including Arachnids).
- All Ratite Birds (such as Rheas, Cassowaries).
- All diurnal and nocturnal Raptors (such as Eagles, Hawks and Owls).
- All Edentates (such as Anteaters, Sloths and Armadillos).
- All Bats.
- All Crocodilians (such as Alligators and Crocodiles).



## SCHEDULE "E" TO BY-LAW NO. 94-077

### REGULATIONS FOR THE KEEPING OF RACING AND SHOW PIGEONS

1. Pigeons shall be banded.
2. Pigeons shall have a suitable loft.
3. The owner of pigeons shall be a member in good standing of a recognized club involving racing or show pigeons.
4. All pigeons shall be kept for racing or show only.
5. All pigeons shall be kept to meet the following maximum conditions:
  - a. one (1) pigeon per 0.056 cubic metres (2 cubic feet) of loft.
  - b. one (1) pigeon per 0.028 cubic metres (1 cubic foot) of cage:
  - c. one (1) pigeon per 9.3 square metres (100 square feet) of lot area.
  - d. no owner shall keep more than fifty (50) pigeons on any lot.
6. The loft shall be located a minimum of 8.2 metres (27 feet) distance from any school, dwelling house or any other premise used or intended to be used for human habitation or occupancy.
7. No person shall permit pigeons to be released for flights except as follows:
  - a. from April 1<sup>st</sup> to September 30<sup>th</sup>, only before 7:30 a.m. and after 6:00 p.m.;
  - b. from October 1<sup>st</sup> to March 31<sup>st</sup>, only before 10:00 a.m. and after 3:00 p.m.
8. No owner shall be permitted to release pigeons for more than two (2) flights per day.
9. No owner shall permit the release of pigeons for flight except where such flight is subject to supervision.
10. No owner shall permit the pigeons owned or kept to perch, nest, stray, or feed upon any land other than land which he owns or is otherwise legally entitled to occupy, but nothing in this section prohibits the exercising or racing of pigeons if done under the control of a competent person.
11. Every owner shall be responsible to see that the land and premise upon which pigeons are kept is maintained in a sanitary condition and that droppings are not allowed to accumulate and are disposed of in a fashion that will not create a nuisance or a health hazard.

12. Every owner shall be responsible to have suspected infectious diseases diagnosed promptly by a qualified veterinarian.
13. The Animal Control Officer shall have the authority to enter upon private property for the purpose of inspecting the pigeon loft or cages, to ensure compliance with this By-law.

## SCHEDULE "F" TO BY-LAW NO. 94-077

### REGULATIONS FOR THE KEEPING OF HENS

#### Keeping of Hens

1. Every owner of hens shall keep them in accordance with the following requirements:
  - a. a maximum of 4 hens shall be permitted to be kept per lot;
  - b. all hens shall be a minimum of 4 months old;
  - c. hens shall be kept in a hen coop or hen run at all times; and
  - d. subject to the exception that hens shall be kept in a locked hen coop from 9:00 p.m. to 6:00 a.m., hens shall have access to a hen run at all times.
2. Every owner who keeps both hens and pigeons on a single lot shall ensure that they are kept in separate enclosures and no other type of animal shall be permitted to be kept within a pigeon loft, hen coop or hen run.
3. Every owner must ensure that their hens shall be:
  - a. provided with adequate access to food and clean water;
  - b. kept in a clean and healthy condition free from disease and, where necessary, shall be provided with veterinary care; and
  - c. provided with appropriate space and environmental conditions conducive to good health, including but not limited to, the opportunity to socialize and engage in fundamental behaviours such as scratching, roosting and dust bathing.
4. Every hen owner shall:
  - a. reside on the lot where such animals are kept; and
  - b. ensure that their hens are kept in a manner to not cause a nuisance to any adjacent neighbour.
  - c. within seven (7) days following the date a hen comes into his/her possession, shall be licensed and registered with the Town.
  - d. The license fee shall be as set out in the Town's Rates and Fees By-law.

## Hen Coop and Hen Run Requirements

5. No person shall permit more than 1 hen coop and 1 hen run per lot.
6. Every owner shall ensure that any hen coop or hen run provided for their animals shall comply with the following size requirements as applicable:
  - a. every combination of hen coop and hen run shall be less than 10 square metres in size;
  - b. a minimum of 0.37 square metres per hen is required for the floor area of a hen coop along with a minimum of 0.93 square metres ground area per hen for a hen run;
  - c. no hen coop or hen run shall exceed 2 metres in height as measured from the highest point of the structure and the ground directly below such point.
7. Every owner shall ensure that any hen coop and hen run and all associated feed and manure storage in respect of their hens shall be:
  - a. located in a rear yard only;
  - b. set back at least 2 metres from any lot line;
  - c. a minimum distance of 3 metres from any dwelling on an adjacent lot; and
  - d. at least 15 metres from any lot on which a church, business or school is located.
8. Every owner shall ensure that any hen coop or hen run provided for their animals shall be constructed to:
  - a. be completely enclosed so as to prevent the escape of any hen therein;
  - b. have adequate ventilation, provide protection from weather, exclude rodents and include a lock to be secured against the entry of predators; and
  - c. include food and water containers.

9. Every owner shall ensure that any hen coop provided for their hen shall include at least 1 nest box for egg laying, 1 perch providing 20 centimetres of space per hen and every hen run shall have a floor comprised of any combination of vegetated or bare earth.
10. Every hen owner shall ensure appropriate maintenance in accordance with the subsequent provisions:
  - a. food and water containers shall be cleaned regularly and disinfected;
  - b. hen coops and pigeon lofts, including perches and nest boxes as applicable, shall be cleaned regularly and disinfected a minimum of 2 times annually;
  - c. food shall be stored in rodent proof containers and secured at all times to prevent rodents or other animals from accessing it and leftover food shall be removed in a timely manner;
  - d. manure and droppings shall be removed in a timely manner, stored manure shall be kept in an enclosed structure that prevents any odour and no more than .085 cubic metres shall be stored at any time; and
  - e. hen coops and hen runs shall be maintained in good repair and in a clean and sanitary condition, being kept free of obnoxious odours or substances and vermin.

## **Prohibitions**

No person shall keep or allow the keeping of hens without first obtaining a license from the Town.

- a. Notwithstanding Section 1 of schedule F, no person shall cause or permit the keeping of hens on a multiple residential zoned lot.
- b. No person shall cause or permit the keeping of any rooster on a residentially zoned lot.
- c. No person shall cause or permit the sale of eggs, manure or any other products derived from the keeping of hens on a residentially zoned lot.
- d. No person shall cause or permit the slaughter or euthanizing of a hen on any residentially zoned lot, and any deceased hen shall be disposed of through the services of a veterinarian or a licensed deadstock operator.

**BY-LAW 94-077 – ANIMAL CONTROL BY-LAW**

<b>Description of Offence</b>	<b>Provision Creating or Defining Offence</b>	<b>Set Fine Including Costs</b>
Fail to license dog	2 (a)	\$100.00
Fail to secure tag on dog	2 (b)	\$55.00
Affix tag on other dog	2 (c) (i)	\$55.00
Remove tag from dog	2 (c) (ii)	\$55.00
Keep more than 3 dogs	2 (d)	\$100.00
Fail to remove(dispose of) dog excrement	2 (f)	\$100.00
Permit dog to run at large	2 (g)	\$100.00
Fail to keep dog leashed	2 (h)	\$75.00
Fail to keep dog under control	2 (h)	\$100.00
Fail to comply with requirement of Canine Boarding and Breeding Establishment (specify)	3 (b)	\$100.00
Keep (permit to be kept) more than 3 cats	5 (a)	\$100.00
Allow animal to run at large on highway	6 (a)	\$100.00
Allow animal to trespass upon the land of another	6 (a)	\$100.00

Note: The penalty provisions for the offences indicated above is Section 8 (a) of By-law No. 94-077, a certified copy of which has been filed.